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August 3, 2010

By Hand

Hon. Richard M. Berman
United States District Judge
Southern District of New York
U.S. Courthouse
500 Pearl Street
New York, New York

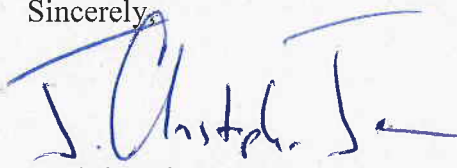
Re: Merck Eprova AG, et ano. v. Prothera, Inc., Civil Action No. 08
CV 00035 (RMB)(JCF)

Dear Judge Berman:

We represent the defendant ProThera, Inc. in the above action. Pursuant to the Court's Orders of July 28 and 29, 2010, we are enclosing a courtesy copy of defendant's Response to Plaintiffs' Surreply regarding Defendant's Motion for Partial Summary Judgment and a declaration attaching two exhibits.

We are serving a copy of these papers on counsel for plaintiffs via ECF.

Sincerely,



J. Christopher Jensen

cc w/o enc.: Robert Hanlon, Esq. (by First Class Mail)